

HOUSE BILL 1195

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HB 475/09 – ENV

0lr1872

By: **Delegates O'Donnell, Aumann, Bates, Eckardt, Elliott, Elmore, Frank, George, Haddaway, Jenkins, Krebs, McComas, Serafini, Shank, Shewell, Sossi, Stocksdale, and Stull**

Introduced and read first time: February 18, 2010

Assigned to: Environmental Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Ethics – Executive Branch – Lobbying by Former Officials**

3 FOR the purpose of prohibiting certain former Executive Branch officials from
4 engaging in certain employment for a certain period of time; providing
5 exceptions to the employment prohibition; and generally relating to lobbying by
6 former Executive Branch officials.

7 BY repealing and reenacting, with amendments,
8 Article – State Government
9 Section 15–504(d)
10 Annotated Code of Maryland
11 (2009 Replacement Volume)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article – State Government**

15 15–504.

16 (d) (1) Except for a former member of the General Assembly, who shall be
17 subject to the restrictions provided under paragraph (2) of this subsection, a former
18 official or employee may not assist or represent a party, other than the State, in a
19 case, contract, or other specific matter for compensation if:

20 (i) the matter involves State government; and

21 (ii) the former official or employee participated significantly in
22 the matter as an official or employee.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) (i) Except as provided in subparagraph (ii) of this paragraph,
2 until the conclusion of the next regular session that begins after the member leaves
3 office, a former member of the General Assembly may not assist or represent another
4 party for compensation in a matter that is the subject of legislative action.

5 (ii) The limitation under subparagraph (i) of this paragraph on
6 representation by a former member of the General Assembly does not apply to the
7 former member's representation of a municipal corporation, county, or State
8 governmental entity.

9 **(3) (i) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS**
10 **PARAGRAPH, FOR 1 YEAR AFTER THE OFFICIAL LEAVES EMPLOYMENT, A**
11 **FORMER STATE OFFICIAL OR PUBLIC OFFICIAL OF THE EXECUTIVE BRANCH**
12 **MAY NOT ASSIST OR REPRESENT ANOTHER PARTY FOR COMPENSATION IN A**
13 **MATTER THAT IS THE SUBJECT OF LEGISLATIVE ACTION.**

14 **(ii) THE LIMITATION UNDER SUBPARAGRAPH (I) OF THIS**
15 **PARAGRAPH ON REPRESENTATION BY A FORMER STATE OFFICIAL OR PUBLIC**
16 **OFFICIAL OF THE EXECUTIVE BRANCH DOES NOT APPLY TO THE FORMER**
17 **OFFICIAL'S REPRESENTATION OF A MUNICIPAL CORPORATION, COUNTY, OR**
18 **STATE GOVERNMENTAL ENTITY.**

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 October 1, 2010.